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7 Andrew Meimes
(N.D. Cal. Case No. C:05-2743 (BZ))
(Additional Counsel are listed on Signature Page)

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

12 DAVID E. LIPTON, et al., on behalf of) CIVIL ACTION NO. C:05-2669 (MHP)
13 themselves and all others similarly situated,)
14 Plaintiffs,) **ADMINISTRATIVE MOTION TO**
15 vs.) **CONSIDER WHETHER CASES**
16 INTEL CORPORATION, a Delaware) **SHOULD BE RELATED**
17 corporation,)
18 Defendant.)
19 _____)

Pursuant to Local Rule 3-12(b), plaintiffs Michael Brauch and Andrew Meimes,
18 the plaintiffs in *Brauch v. Intel Corp.*, No. C:05-2743 (BZ) (N.D. Cal., filed July 5, 2005)
19 (“*Brauch*”) hereby notify the Court and all counsel of their belief that the following are
20 “related cases” within the meaning of Local Rule 3-12(a): (1) *Brauch*; (2) *Konieczka v. Intel*
21 *Corp.*, No. C:05-2700 (MHP) (N.D. Cal., filed June 30, 2005) (“*Konieczka*”); (3) *Prohias v.*
22 *Intel Corp.*, No. C:05-2699 (JL) (N.D. Cal., filed June 30, 2005) (“*Prohias*”); (4) *Niehaus v.*
23 *Intel Corp.*, No. C:05-2720 (JCS) (N.D. Cal., filed July 1, 2005) (“*Niehaus*”); (5) *Hamilton v.*
24 *Intel Corp.*, No. C:05-2721 (JCS) (N.D. Cal., filed July 1, 2005) (“*Hamilton*”); (6) *Baxley v.*
25 *Intel Corp.*, No. C:05-2758 (EMC) (N.D. Cal., filed July 6, 2005) (“*Baxley*”); and (7) *Lipton*
26 *v. Intel Corp.*, No. C:05-2669 (MHP) (N.D. Cal., filed June 29, 2005) (“*Lipton*”).

This administrative motion is made on the grounds that the plaintiffs in
28 *Konieczka, Prohias, Nichaus, Baxley, Hamilton, Lipton and Brauch* filed substantially similar

1 class action complaints against the same defendant, Intel Corporation ("Intel") and allege
2 essentially the same antitrust conduct. Relating these seven cases pursuant to Local Rule 3-12
3 will advance the convenience of the parties, witnesses and counsel, will avoid the risk of
4 duplicative or inconsistent rulings, orders and judgments and will serve the interests of justice.¹

5 Based on the foregoing, the undersigned respectfully submit that the assignment
6 of these actions to a single judge will conserve judicial resources and promote an efficient
7 determination of the actions. A proposed form of order accompanies this motion.

8 Dated: July 7, 2005

Respectfully submitted,

9 By: /s/ Michael P. Lehmann

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24 Andrew Meimes

(N.D. Cal. Case No. C:05-2743 (BZ))

27 ¹ The undersigned counsel has communicated with Hagens Berman Sobol Shapiro LLP, one of
28 the counsel for plaintiffs in these other cases and it does not oppose treating them as related
cases. No counsel has yet made an appearance for Intel in any of these cases, so its
concurrence has not been obtained.